Atty. Dkt. No. 039363-1106

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HE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Milburn

Title:

PDE5A CRYSTAL STRUCTURE

AND USES

Appl. No.:

10/771,833

Filing Date:

02/03/2004

Examiner:

Unknown

Art Unit:

1646

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

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<u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 CFR §1.56</u>

Mail Stop Amendment-IDS Commissioner for Patents⁴ P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, *Information Disclosure Statements May Be Filed Without*

Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicant respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even

entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 1 Octuber 2006

FOLEY & LARDNER LLP Customer Number: 30542

Telephone: (858) 847-6714 Facsimile: (858) 792-6773 Wesley B. Ames

Attorney for Applicant Registration No. 40,893

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	Substitute for	form 1449B	/PTO		Complete if Known	
	INFORMATIO	N DISCLO	SURE	Application Number	10/771,833	
	STATEMENT	BY APPLI	CANT	Filing Date	02/03/2004	
				First Named Inventor	Michael V. Milburn	
				Group Art Unit		
	(use as many sl	heets as ne	cessary)	Examiner Name		
Sheet	1	of	28	Attorney Docket Number	039363-1106	

		- "		U.S. PATENT DOCUMENTS	3	
Examiner Initials*	Cite No. ¹	U.S. Patent [Nind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Examiner	•	Date	
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Signature		Considered	

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¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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				Group Art Unit			
	(use as many s	heets as ne	cessary)	Examiner Name			
Sheet	2	of	28	Attorney Docket Number	039363-1106		

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Examiner Signature	Date Considered	

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	(use as many s	heets as ne	cessary)	Examiner Name	·		
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Examiner	Date	.]
Signature	Considered	
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	NON PATENT LITERATURE DOCUMENTS	
Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	Т ⁶
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MODIFIED PTO/SB/08 (08-00) Approved for use through 10/31/2002. OMB 0651-0031

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	STATEMENT E	BY APPLI	CANT	Filing Date	02/03/2004	
				First Named Inventor	Michael V. Milburn	
				Group Art Unit		
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	STATEMENT	BY APPLI	CANT	Filing Date	02/03/2004		
				First Named Inventor	Michael V. Milburn		
				Group Art Unit			
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	INFORMATIO	N DISCLO	SURE	Application Number	10/771,833		
	STATEMENT	BY APPLI	CANT	Filing Date	02/03/2004		
				First Named Inventor	Michael V. Milburn		
				Group Art Unit			
	(use as many sh	eets as ne	cessary)	Examiner Name			
Sheet	25	of	28	Attorney Docket Number	039363-1106		

		NON PATENT LITERATURE DOCUMENTS					
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